W.P. No.265 of 2002 (S/S)
(Old No.1743 of 1994)

Hon. P. C.Pant, J.

Learned counsel for the parties are present.

By means of this writ petition, the petitioner has sought writ in the nature of mandamus commanding the respondents to permit the petitioner to work on muster role on the current wages, and also sought a direction that the petitioner be not removed. The petitioner has also sought regularization of his services as Class-IV employee.

Since, the petitioner is admittedly a daily wage worker, as such, in view of principle of law laid down in ***Secretary, State of Karnataka and others Vs. Uma Devi and others; 2006 (4) Supreme Court Cases Pg. 01***, no mandamus can be granted directing the respondents not to remove the petitioner, nor, a direction can be issued to regularize the services of the petitioner.

Accordingly, the writ petition is dismissed with the observation that the petitioner may seek the remedy available to him under law with regard to the wages.

(All pending applications in this petition also stand dismissed).

(P.C.P., J.)
24.09.2007

HN